

MARTIN SABELLI (164772)  
Law Offices of Martin A. Sabelli  
149 Natoma St., 3rd Fl.  
San Francisco, CA 94105  
Tel: (415) 796-2430  
Fax: (415) 520-5810  
msabelli@comcast.net

JOHN R GRELE (167080)  
Law Offices of John R Grele  
149 Natoma St., 3rd Fl.  
San Francisco, CA 94105  
Tel: (415) 348-9300  
Fax: (415) 348-0364  
jgrele@earthlink.net

Attorneys for Defendant  
GUILLERMO HERRERA

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

GUILLERMO HERRERA, *et al.*,

Defendants.

Case No. CR 08-0730 WHA

STIPULATION AND [PROPOSED]  
ORDER TO ACCEPT FILING OF  
GUILLERMO HERRERA'S MOTION FOR  
BILL OF PARTICULARS

On July 10, 2009, the deadline for Stage Two motions in this case, Guillermo Herrera mistakenly filed a Motion for Bill of Particulars in person rather than by ECF.

At approximately 10:00 am on July 11, 2009, undersigned counsel realized that this mistake had been made. Undersigned counsel then immediately contacted the undersigned Assistant United States Attorney (AUSA Leung) and filed the Motion for Bill of Particulars by ECF. AUSA Leung indicated that he did not object to that filing.

Undersigned counsel therefore request that the status of this Motion be clarified and that it be deemed filed as a Stage Two motion in this case.

SO STIPULATED:

DATED: July 28, 2009

/s Martin Sabelli  
MARTIN SABELLI  
Attorney for Guillermo Herrera

DATED: July 28, 2009


/s Wilson Leung  
WILSON LEUNG  
Assistant United States Attorney

**ORDER**

Pursuant to stipulation, the Motion for Bill for Particulars is hereby deemed to be properly filed as a Stage Two motion in this matter.

IT IS SO ORDERED.

Dated: July 28, 2009

  
\_\_\_\_\_  
HONORABLE WILLIAM H. ALSUP  
UNITED STATES DISTRICT JUDGE